

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Endowments Department – Certain irregularities committed by Smt. K.Jyothi former Deputy Commissioner of Endowments Department and Sri Chandra Mohan, Manager – Written statement of defense –considered – Further action dropped - orders Issued.

REVENUE (VIG.IV.1) DEPARTMENT

G.O.Rt.No. 764

Dated: 29 .05.2013

Read the following:-

- 1) From the Director General, Anti-Corruption Bureau, A.P., Hyderabad, Lr.Rc.148/RCO-CR1/2005, Dt.31.10.2007.
- 2) G.O.Ms.No.709, Revenue (Vig.IV) Dept., dated 02.06.2008
- 3) G.O.Ms.No.710, Revenue (Vig.IV) Dept., dated 02.06.2008
- 4) G.O.Ms.No.711, Revenue (Vig.IV) Dept., dated 02.06.2008
- 5) G.O.Rt.No.1192, Revenue (Vig.IV) Dept., dated 02.06.2008
- 6) G.O.Rt.No.1194, Revenue (Vig.IV) Dept., dated 02.06.2008
- 7) G.O.Rt.No.1195, Revenue (Vig.IV) Dept., dated 02.06.2008
- 8) G.O.Rt.No.1196, Revenue (Vig.IV) Dept., dated 02.06.2008
- 9) G.O.Rt.No.1197, Revenue (Vig.IV) Dept., dated 02.06.2008
- 10) W.S.D of Sri K. Ramakrishna Kumar JCED (Retd) dt.30.06.2008
- 11) W.S.D of Sri A. Mohanachary DECD (reted) dt.04.07.2008
- 12) W.S.D of Smt. K. Jyothi DCED dt.30.06.2008.
- 13) W.S.D of Sri A. Raghavacharyulu ACED dt.07.07.2008
- 14) W.S.D of Sri Ch. Chandra mohan, Manager dt.07.07.2008
- 15) G.O.Rt.No.60, Revenue (Vig.IV) Dept., dated 18.01.2010
- 16) G.O.Rt.No.61, Revenue (Vig.IV) Dept., dated 18.01.2010
- 17) Orders of Hon'ble A.P.A.T. in O.A.No.9671/2008 with M.A. No.126/2010 dated 29.06.2010 filed by Sri A. Mohana Chary D.C.E.D. (Retd).
- 18) Orders of Hon'ble A.P.A.T. in O.A.No.303/2010 dated 29.06.2010 filed by Sri A.Raghava Charyulu, D.C.E.D. (Retd).
- 19) Orders of Hon'ble A.P.A.T. in O.A.No.5650/2010 dated 18.01.2011 filed by Sri K. Ramakrishna kumar JCED (Retd).
- 20) Interim orders of Hon'ble A.P.A.T. in O.A.No.931/2013 dated 07.02.2013 filed by Smt. K.Jyothi JCED.
- 21) G.O Rt. No.297 Revenue (Vig.IV) Dept., dated 26.02.2013.

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ORDER:

In the reference 1st read above, the Director General, Anti Corruption Bureau, Hyderabad has recommended to take departmental action for major penalty against (1) Sri I.Venkateswarlu I.A.S., formerly commissioner of Endowments (2) Sri J.P. Murthy I.A.S., formerly Prl. Secretary, Revenue Department. (3) Sri K. Ramakrishna Kumar, Joint Commissioner Estates, Endowments, (4) Sri A. Mohana Chary, Deputy Commissioner of Endowments Department (5) Sri Raghava Charyulu, Assistant Commissioner of Endowments Department (6) Sri Chandra Mohan, Manager, Sri Seetha Ramachandra Swamy Temple, (7) Ms.K.Jyothi, former Deputy Commissioner of Endowments Department. The Government vide memo No.311/SC.D/A3/2005-4 dated 27.08.2008 have dropped further action against Sri J.P. Murthy IAS., formerly principal Secretary to Government Revenue Department. Further, the Government vide memo No. 311/SC.D/A3/2005-4 dated 05.03.2011 have dropped further action against Sri I.Venkateswarlu I.A.S formerly commissioner of Endowments.

2. In the reference 2nd read above the Government have issued orders for common disciplinary proceedings under rule 24 of APCS(CC&A) Rules 1991 against the remaining (5) officers. In the references 3rd to 9th read above, Government framed Article of Charges against the above mentioned (5) officers with a direction to submit their explanations within 15 days from the date of

receipt of the said order. In the reference 10th to 14th read above, the Charged Officers have submitted their written statement of defence.

3. Government after careful examination of the matter and keeping in view the explanations submitted by the Charged Officers decided to conduct a regular enquiry and accordingly appointed Enquiry Officer and Presenting Officer vide references 15th and 16th read above.

4. Aggrieved by the above, Sri K. Ramakrishna Kumar, Joint Commissioner Estates, Endowments dept., Sri A. Mohana Chary, Deputy Commissioner of Endowments Department and Sri A.Raghava Charyulu, Assistant Commissioner of Endowments Department have filed O.As in Hon'ble Andhra Pradesh Administrative Tribunal with a prayer to quash the charge memos.

5. In the reference 17th and 18th read above, the Hon'ble Andhra Pradesh Administrative Tribunal in its orders dated 29.06.2010 in O.A.No.9671/2008 with M.A.No.126/2010 filed by Sri A.Mohana Chary, Deputy Commissioner of Endowments Department (Retired) and O.A.No.303/2010 filed by Sri A.Raghava Charyulu, Assistant Commissioner of Endowments Department (Retired) has pleased to pass the following order:-

"In view of the above facts and circumstances of the case, the impugned G.O.Rt.No.1194, Revenue (Vigilance.IV) Department, dated: 02.06.2008 and G.O.Rt.No.1195, Revenue (Vigilance.IV) Department, dated: 02.06.2008, wherein charges were framed against the applicants and G.O.Rt.No.60, dated 18.01.2010 wherein Enquiry Officer was appointed against the applicant in O.A.No.303 of 2010, are quashed. The respondents are directed to release Pensionary benefits of the applicants within a period of six weeks from the date of a receipt of a copy of this order. The O.As are accordingly allowed. MA is closed."

6. The Hon'ble Andhra Pradesh Administrative Tribunal in its orders dated 18.01.2011 in O.A.No.5650/2010 filed by Sri K.Rama Krishna Kumar, Joint Commissioner of Endowments Department (Retired) has pleased to pass the following order:

"So, the O.A. is allowed. The G.O.Rt.No.1192, Revenue (Vigilance.IV) Department, dated 2.6.2008 where under charges were framed against the applicant and G.O.Rt.No.60, Revenue (Vigilance.IV) Department, dated 18.1.2010, where under an Enquiry Officer was appointed are set aside. The disciplinary proceedings are quashed against the applicant.

The applicant shall be paid full pension, gratuity and permitted to encash earned leave and also for commutation of pension. The arrears of pension and amount due on encashment of leave shall be paid with interest @ 8% per annum from the date of retirement till the date of payment. The gratuity is to be paid with interest as per Payment of Gratuity Act. This orders is to be complied within eight weeks from the date of receipt of this order.

7. The Government have decided to implement the above orders of the Hon'ble Tribunal in O.A.No.9671/2008 with M.A.No.126/2010 & O.A No 303/2010 dated 29.6.2010 and O.A.No.5650/2010 dated 18.01.2011 and vide reference 21st read above directed the Commissioner, Endowments Department, Andhra Pradesh, Hyderabad to take further necessary action for release of the pensionary benefits to the individuals concerned, if no other ACB/Vigilance/Disciplinary cases are pending against them.

8. In the reference 20th read above, the Hon'ble Andhra Pradesh Administrative Tribunal in its interim orders dated 07.02.2013 in O.A.No.931/2013 filed by Smt. K.Jyothi, Joint Commissioner of Endowments Department has pleased to pass the following order:

"Pending disposal of the O.A the respondents are directed to consider the claim of the applicant for promotion to the post of Additional Commissioner of Endowments for the panel year 2010-2011. The disciplinary proceedings instituted in G.O. Rt. No 1197 Rev (Vig.IV) Dept., dated 02.06.2008 shall stand suspended"

9. The Government have examined the matter and in view of the dropping of charges against Sri I.Venkateswarlu I.A.S., formerly commissioner of Endowments and Sri J.P. Murthy I.A.S., formerly Prl. Secretary, Revenue Department, and quashing of charges by the Hon'ble Andhra Pradesh Administrative Tribunal against 3 departmental officers in O.A.No.9671/2008 with M.A.No.126/2010 & O.A No 303/2010, dated 29.6.2010 and O.A.No.5650/2010, dated 18.01.2011 filed by Sri K. Ramakrishna Kumar, Joint Commissioner Estates, Endowments, Sri A. Mohana Chary, Deputy Commissioner of Endowments Department and Sri Raghava Charyulu, Assistant Commissioner of Endowments Department and to make the orders of Andhra Pradesh Administrative Tribunal applicable to the two other officers Smt K.Jyothi Joint Commissioner of Endowments Department and Sri Ch.Chandra Mohan Manager as no charges can stand against them, Government decided to drop further action against Smt. K.Jyothi, joint Commissioner of Endowments Department and Sri Ch. Chandra Mohan, Manager.

10. Accordingly, Government hereby drop further action against Smt. K.Jyothi, formerly Deputy Commissioner of Endowments Department and Sri Chandra Mohan, Manager, Sri Seetha Ramachandra Swamy Temple in the matter.

11. The Commissioner of Endowments Department, A.P., Hyderabad shall take further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.G. GOPAL
PRINCIPAL SECRETARY TO GOVERNMENT

To

Smt.K.Jyothi, Joint Commissioner of
Endowments Department , **through** Commissioner,
Endowments Department, Hyderabad.

Sri Chandra Mohan, Manager,

Sri Seetha Ramachandra Swamy Temple, **through** Commissioner,
Endowments Department, Hyderabad.

The Commissioner, Endowments Department, Hyderabad.

Copy to:

The Director General, Anti-Corruption Bureau, Hyderabad.

The Secretary to Vigilance Commissioner,
A.P. Vigilance Commission, Hyderabad.

The O.S.D. to Minister (Endowments).

The P.S. to Principal Secretary (Endowments).

The Government Pleader for Revenue (Services),
Hon'ble A.P. Administrative Tribunal.

The Revenue (Endts-I) Department
S.c./ S.f.

//FORWARDED::BY ORDER//

SECTION OFFICER